

CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO, P.C.
COUNSELLORS AT LAW

CHARLES C. CARELLA
BRENDAN T. BYRNE
PETER G. STEWART
ELLIOT M. OLSTEIN
JAN ALAN BRODY
JOHN M. AGNELLO
CHARLES M. CARELLA
JAMES E. CECCHI

JAMES T. BYERS
DONALD F. MICELI
A. RICHARD ROSS
CARL R. WOODWARD, III
MELISSA E. FLAX
DAVID G. GILFILLAN
G. GLENNON TROUBLEFIELD
BRIAN H. FENLON
LINDSEY H. TAYLOR
CAROLINE F. BARTLETT

JAMES D. CECCHI (1933-1995)
JOHN G. GILFILLAN III (1936-2008)

5 BECKER FARM ROAD
ROSELAND, N.J. 07068-1739
PHONE (973) 994-1700
FAX (973) 994-1744
www.carellabyrne.com

RICHARD K. MATANLE, II
FRANCIS C. HAND
AVRAM S. EULE
RAYMOND W. FISHER

OF COUNSEL

RAYMOND J. LILLIE
WILLIAM SQUIRE
ALAN J. GRANT^o
STEPHEN R. DANEK
DONALD A. ECKLUND
MEGAN A. NATALE
AMANDA J. BARISICH
ZACHARY S. BOWER+
MICHAEL CROSS
^oMEMBER NY BAR ONLY
+MEMBER FL BAR ONLY

June 4, 2013

VIA ECF

The Honorable Dennis M. Cavanaugh
United States District Judge
United States Post Office
Newark, New Jersey 07101

Re: *In re Schering-Plough Corporation ENHANCE Securities Litigation*,
Civil Action No. 08-397 (DMC)(JAD)

In re Merck & Co., Inc. Vytorin/Zetia Securities Litigation,
Civil Action No. 08-2177 (DMC)(JAD)

Dear Judge Cavanaugh:

We are pleased to report that our applications for preliminary approval of the class settlements in both *Schering-Plough* and *Merck* have been finalized and are ready for Your Honor's consideration. The papers have been filed on the Court's electronic docket and I will also deliver courtesy copies to Your Honor's chambers today.

Since the motions for preliminary approval in both cases are supported by the defendants, we are hopeful that the Court has time this week to consider our applications as all parties are anxious to start the notice process which will be triggered by preliminary approval. As you will see, the preliminary approval orders require that Your Honor set a date for the final approval hearings which, given the other time frames set out in the order, will need to be no earlier than September 30. I will call Your Honor's courtroom deputy tomorrow to follow up on this filing and to see if Your Honor has any questions concerning our papers.

As always, we appreciate Your Honor's attention to this important matter.

Respectfully submitted,

**CARELLA, BYRNE, CECCHI,
OLSTEIN, BRODY & AGNELLO**

/s/ James E. Cecchi

JAMES E. CECCHI

cc: Counsel of Record (by ECF)